App F IX 4

Previous References

1953-54
(C M)

File No 27-53-

Serial Nos 54, 55

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos 2

Part B for June/1953

SUBJECT

Bye-laws for Controlling Weekly Shandy in Dawmagere city

WD 01425—GPB—25 000—1 9 1952

L 3182-83/ Dated 11 6 53

The Municipal commissioner Dawmagere
" Controller S A D

Sanctions

6226/rly

Bye-laws for controlling weekly Shandy at Davangere city

From

The Rl Coucur, Davangere city rlly
No H C 110/50 S1 Dated 30 11 50

Forwards for approval the above draft Bye laws

The prescribed formalities such as publishing for objections etc have been followed and the municipal Council have thereafter at Resolved at its meetings held on 22/23-11-50 to approach Govt for Sanction to the draft Bye laws as first enclosed herewith

2) The drafting of the Bye laws appr. to be not quite in order, several of the clauses were loosely worded

3) A draft letter to the Municipal Coucur Davangere city called for a copy of the Bye laws on the same & which the present draft is prepared & submitted up for approval or other orders

Rly 24/12/50

27/12 4) Draft letter approved

To 5) Issue MS 27/12

the Municipal Coucur Davangere

Thro' the Deputy Commissioner Chitaldrug

h 9972/47 21/1/51 Call for information

Issued 4/1/51

30 pul

Bye-laws for Conservancy weekly Shandy in Davangere city

From

The Municipal Council Davangere c/s
No H:C 110/50-51 dated 20 3 51

Forwards the draft of the bye laws on the basis of which the present one is framed

4) Verbal corrections have been made in the draft Bye laws The Bye laws are proposed to be issued under Sec 51 (1) (a) and (b). Whether (b) only is appropriate here requires examination

7) In Bye law 5 the lessee is not authorised to collect fees which may be necessary in view of the provision in bye law 4

8) Under Sec 51 (1) (a b) the municipal Council may as previously with Sanction prescribe a fine not exceeding Rs 500/ for the infringement of any bye law But in bye laws 29 in the present draft Rs 50 is fixed for Sanction as fine of Rs 50/ for infringement of prescribed and - Rs 2.5/- per day as additional for the continuing offence Whether this is in order also requires to be considered.

Bye laws for Controlling Weekly Shandy cum Passengers city –

9) The Bye laws proposed seem to cover the Weekly market and Cattle Shandy which are held on different places and for different purposes It is therefore for consideration whether instead of clubbing the two it may not be more convenient to have two different sets of Bye-laws for them

10) The Law Secretary may also be consulted about the Constitutionality of the draft

Law Secy 9/4/81 MS 11/4

Law Secy 16/4

11) Chief Fire Officer Commandant

MS 22/4/81

MS 23/4

12) Section 57 (1) (a) deals with the question of regulation and inspection of all the places used for the sale of articles markets, fairs & all places used by or for animals which are for sale or hire etc while clause (b) deals with the question of licensing regulating inspecting certain business It would therefore be in order to ~~re~~ frame the bylaws ~~but~~

under 4
both the clauses (a) & (b) of
Section 57. (1) of the Act to make the
provisions of the by-laws more comprehensive,
sections 167 & 168 may be added in the
preamble to the by-laws

(3) Necessary corrections have been made in the
draft by-laws wherever necessary

(4) In by-law 4, both the questions about the
collection of the fees or permit rent
of cart stand lessees are dealt with
in by-law no 5, only the ~~dept~~ question
of collecting the fees or permit rent by the
department is treated upon. There is therefore
no conflict between the two by-laws 4
nos 4 & 5 & they may remain as they a

(5) By-law 26 obviously refers to commission
brokers or dalals who are enjoined to
obtain a license from the Commissioner for
playing their trade on the cattle stands
on payment of a license fee of Rs 25/- per
annum the fee presented appears to be
on the excessive But apart from this point

It is a matter for consideration whether the provisions of section 57 (1) (a) may be pressed to enable the MLC to levy a fee on Dallahs, except by a very broad interpretation of the word "regulation" occurring therein. The opinion of the Law department may be obtained on this point since there are no precedents for it anywhere else in the State

(b) Form Schedule V which purports to be the license to be issued is not worded properly. It makes no reference to the payment of a license fee & no provision is made for a renewal of the license or for any penalty in case of loss or misuse of a duplicate. There is no reference to the name of the person to whom the license is granted & the conditions are not contingently stated. The form requires to be revised suitably

30/HL 6

17) In regard to bylaw no 19 referring to the levy of fines for violations of the Conditions of the bylaws, there is provision under Section 167 VHC Act for the levying continuing fines in case a persons persists in his attempts to act contrary to the directions issued Hence Sections 167 VHC are inserted in the preamble But the fine is limited to Rs 25/- per day not Rs 25/- as is now prescribed in the bylaw Suggested correction accepted

18) The portions marked A to B in Schedule I are not clear It has to be ascertained as to what exactly they mean According to Schedule III the fee or penalty is levied on the basis of the species made accepted must accept for the nature of the shops in the weekly shandy Workers of animals sold such as goats, sheep, vegetables, textiles It was thought that in the cattle shandy

19) only cattle were to be sold But there are also other shops Hence accepted according to kinds of animals sold sheep or goats, in the case whether the fee as is levied or without it, areas outside the markets to be clarified

Asst Reg (HL Branch) 29/4

MS/30/4

30/ml 7

Bye laws for Carbidleag Weekly Bloody
ae Davangere city

20) Before the LCo is Referred to the Law Secretary for opinion, further a forward as is suggested at paras 18 and 19 above or if approved the obtained from the Municipal Council Davangere

21) Yes MS 1/5

Ras 30/4/51
JM

22) Off-take of the Municipal Council Davangere city municipality is put up for approval

Ras 4/5/51 PC
JM

23) Issue + resubmit MS 5/5

The Municipal Commissioner
Davangere city municipality -
(thro' the president)
L 1202/03/10.5.51

Returns the draft bye laws for needful

24) Rebmember after-issue (para 23 supra)

DS 12/5
15/5

25) Issue timely reminders till the reply is received

MS 26/5

The enclosure does not appear to have been sent please do so

DS 14/5

14/5
Verified Enclosures have been sent
DS 15/5

Bye laws for controlling weekly Shandy in Davangere city 30 [illegible] 8232/ml 9470/ml

26) A D O reminder is put up for approval

27) Issued

L 9022/ dated 8/9/52 Reminds

Proceedings of the Municipal Commissioner, Davangere No Acc 110/50-51 Dt 6 3 53

Proceedings are as per annexure called for

28) The Commissioners Reply is for perusal which is as per Reply Letter Office Letter No, 1202 dated 10 5 51

29) The Circle "Shops and men is directed to withdraw the holiday and General Weekly Shandy

30) Deletion of a) vegetable market in Schedule I is suggested to be deleted as Separate Bye-laws are Sanctioned as Their Letter No. L 13217 /Mkt 86-48 72 Dt 12 5 49

Relaxation of (b) To Shandy at the Help of any place which will not affect Peace to Come is proposed as the present Weekly Shandy is held near Sri Durgamma Temple also on Special occasions. The other modifications have also not been

43/KD 8232 5947 Pt 9
53 54

Bye-laws for Cooperative Credit Societies and Savings Banks

agreed to

32) The AG may now be referred to the Law Secretary for the Secretary of the Bye-laws with proposed and Registrars or Special Reference to paras 15 16 and 17 above

Secy
Lt
3/4/53

33) for scrutiny

8/4

Law Secy)

Dean

SECRETARY TO GOVERNMENT 265 7 APR 1953 LAW DEPARTMENT

SECRETARY TO GOVERNMENT 270 8 APR 1953 LAW DEPARTMENT

Helps

VMS
8/4

34) Draft Byelaws as revised are for consideration

Sgm S
9/4

9 APR 53 LEGAL & REVENUE DEPARTMENT

Secy
23/4/53

Rao
20/4

w ses)
23/4

Secy (LS)

35)

4/5

SECRETARY TO GOVERNMENT 745 24 APR 1953 LAW DEPARTMENT

SECRETARY TO GOVERNMENT 1811 21 MAY 1953 P D D

SECRETARY TO GOVERNMENT 1268 -4 MAY 1953 P D D

36) The Byelaws as revised by the Law Dept are for final approval Law Secy has seen subject to them

Secy
8/5

Sgm
9/5

Hon Minister for orders
Secy
21/5

37)
20/5/53
P TO

OFFICE OF THE MINISTER FOR PUBLIC HEALTH AND LOCAL SELF GOVERNMENT 11 MAY 1953 No. 901

Byc, laws for Controlling weekly Standy in 10
94.70/me Davangere City

38) A draft GO is submitted for approval

To

The ME comm'D Davangere
(PSD)
cc C, S AD B'lore

L 3182-83/e dt 27-5-53-

Returning

15/6/53

DAVANGERE CITY MUNICIPALITY

H C 110/50 51

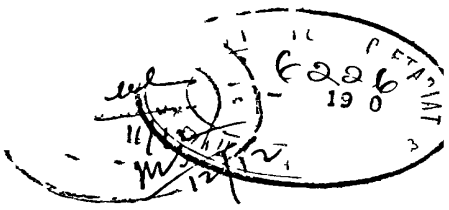
Encl 17 file

From

MUNICIPAL OFFICES
DAVANGERE

Dated 30th November 1950

The Municipal Commissioner,
Davangere City Municipality,
Davangere



To

The Secretary to Government,
Local Self Government Department,
Bangalore

Sir,

MPS I have the honour to state that the Municipal Council at its General meeting held on 19-7-1950 have approved the Bye-laws framed under Section 51 (1) a (b) of City Municipalities Act 1933 for controlling weekly Market or Shandy at Davangere and levying fees and ground rent or shops and Cattle coming thereto

Notification No H C 261/50-51 dated 9-10-1950 was published in the Gazette and also in the City calling for objections to the bye-laws A copy of the notification is enclosed No objections were received in response to the said notification within the stipulated period

The subject was placed before the meeting of the Council held on 23-10-1950 when it was resolved that sanction of Government may be obtained to the bye-laws since no objections have been received in this behalf

A copy of the resolution and the bye-laws in duplicate are herein enclosed I request that sanction of Government may kindly be obtained to the bye-laws framed by the Municipal Council

Yours faithfully,

Forwarded with compliments

K D Sambanna
President,
City Municipal Council,
Davangere

30/11/50
Municipal Commissioner,
Davangere City Municipality

KSR

Proceedings of the monthly General meeting of the - Davangere City Municipal Council held on 22nd/23rd November 1950 Wednesday at 5 P in the Council Hall

President

Sri K T Jambanna

x x x

33 Obtaining sanction of Government in respect of the draft bye-laws framed for controlling weekly market or shandy in - Davangere City and levying fees and ground rent on shops and cattle coming thereto, as no objections were received in response to the notice issued in - this behalf

Resolved unanimously that sanction of Government be obtained to the draft bye-laws framed since no - objections have been received in this behalf

x x

Sd/- K T Jambanna,

President

x x

Copy

Rec 3/11/50 R Rangappa

Municipal Commissioner,
Davangere City Municipality

Proceedings of the monthly general meeting of the Davangere City Municipal Council held on 19-7-1950 Wednesday at 5 P M in the Council Hall (continued meeting on 20-7-50)

President

Sri K T Jambanna

x x x

32	Approving of the draft revised - byelaws framed for controlling the ' Weekly Market ' Shandy at Davangere and in the Cattle Shandy and kx levying of fees and ground rent on shops and cattle coming thereto	Resolved that the draft byelaws be approved

x x x

Copy

Sd/- K T Jambanna

President

30/7/50 Municipal Commissioner,
Davangere City Municipality

HNM/

Office of the Municipal Commissioner.
City Municipal Council,
Davangere

Notification No G C 261/50-51 dated 10th October 1950

It is hereby notified for the information of the public that the City Municipal Council Davangere at their ordinary General meeting held on 15-7-50, have approved the Bye laws framed under Section 61 (a) (b) of the City Municipalities Act 1933, as amended from time to time, for controlling weekly market or Shandy at Davangere and levying fees and ground rent on shops and Cattle coming thereto

Objections if any to the said byelaws may be preferred in writing to the Municipal Commissioner, Davangere City Municipality within a month from the date of publication of this notification and objections received after one month will not be considered

A draft copy of the bylaws is kept in the Municipal Office for inspection by the Public on all the working days during office hours

Sd/- K Nanjappa
Municipal Commissioner,
Davangere City Municipality

HMV

Copy

Kng 30/11/50 Nanjappa
Municipal Commissioner,
Davangere City Municipality

G R S App F G 3

GENERAL AND REVENUE SECRETARIAT

(~~Continuation sheet draft form~~)

5

No L 9972 dt 30/1/51

To

The Municipal Commr
Davangere & Cj Municipality
(Through the President)

Subject - Bye-laws for Controlling Weekly Shandy in Davangere & Cj Municipal Cj

Sir,

With Reference to your letter no H C 110/50-51 dated 30 11 50 on the above subject, I am directed to request you to ~~send~~ for Reference Send a copy of the model bye-laws on the same now attach the ~~present~~ draft Bazar for sanction as prepared

Yours faithfully
MS 27/12
for Chief Sec SG Secy
27/12/50

27/12

WD 06819—GPB—25 000—26 7 49

DAVANGERE CITY MUNICIPALITY 6

No H C 110/50 51
Encl 1 file

MUNICIPAL OFFICES
DAVANGERE

From

Dated 20th March 1951

The Municipal Commissioner,
Davangere City Municipality,
Davangere

To

The Secretary to Government of Mysore,
Local-Self Government Department,
BANGALORE

SUBJECT - Bye-laws for controlling Weekly shandy in Davangere City

Sir,

With reference to your letter No L 9972 dated 2-1-1951 on the above subject, I write to state that a copy of the model Bye-laws on the basis of which the draft bye-laws are prepared is herein enclosed as desired in your letter under reference

I request that sanction of Government may kindly be obtained to ~~the~~ the Bye-laws framed by the Municipal Council

Forwarded

President,
City Municipal Council,
Davangere

Yours faithfully,

Municipal Commissioner,
Davangere City Municipality

20-3 1951

G R S App F G 3

GENERAL AND REVENUE
SECRETARIAT

(~~Continuation sheet draft form~~)

L 1202/10 8-8-7

Encl draft Byelaws 7

No L

To

The Municipal Council,
Davangere & Municipality
(through the President)

Subject: Bye laws for
Controlling weekly Shandy
in Davangere city.

Sir,

With Reference to your
Correspondence ending with Letter No V8 C 110/50 SI dated
20 3 51 on the above
Subject, we directed to
State that the Schedule I
the words Shops and men in
the heading and also the entries
at Sl No 4 of Col (a) regarding
market and Col (c) to Shandy

to be held on any Place which the municipal Council fixes from time to time" are not clear and it may be stated that exactly they mean Again according to Schedule III, the fee or ground rent is levied on the basis of the Space or area occupied and not according to the nature of the shops in the weekly Shandy. The kinds of articles sold such as fruits, flowers, Vegetables, etc have to be specified

The cattle Shandy market Shall usually be confined to the Sale of Cattle only But it is seen from the draft of the proposed bye-laws that there are also other shops specified according to the kinds of articles sold

In the case of Sheep and goats it may be stated whether the fee is on addition to the octroi levied or without it, unless the market area is outside the municipal limits

The draft bye-laws is herewith returned for needful and return with a clear report on all the above points

Yours faithfully
M
4/5/51 Dist S-G Secy

GOVERNMENT OF MYSORE 9

No L 12 02 General and Revenue Secretariat
Some Local Bye laws Dated Bangalore 10 3 195 1

FROM
The Secretary to the Government of Mysore
L.S G Department, Bangalore

To

Tne Municipal Co missioner,
Davanagere City Municipality,
Davanagere(thro' the President)

SIR

Sub:- Bye-laws for controlling weekly shandy in Davanagere City

---

With reference to the correspondence ending with your letter No H C 110/50-51 dated the 20th March 1951 on the above subject, I am directed to state that in schedule I the words "shops and men" in the heading and also the inserting at the end of Clause(a)"vegetable market" and Clause(b) "to Shandy to be held in any place which the Municipal Council fixes from time to time" are not clear and it may be stated what actually they mean Again according to schedule III,the fee on ground rent is levied on the basis of the space or area occupied and not according to the nature of the shops in the weekly shandy The kinds of articles sold such as fruits,flowers,vegetables,etc , have to be specified

The cattle shandy should usually be confined to the sale of cattle only But it is seen from the draft of the proposed bye-laws that there are also other shops specified according to the kinds of articles sold

In the case of sheep or goats it may be stated whether the fee is in addition to the octroi levied or without it, unless the market area is outside the municipal limits

The draft byelaws is herewith returned for needful and return with a clear report on all the above points

Yours faithfully,

hsc-2(7-5) for I G C Secretary to Govern ent

16

10

8232

DAVANGERE CITY MUNICIPALITY

Municipal Office

DAVANGERE

No H C 110/51-52

Encl

From

Date 20th March 1952.

The Municipal Commissioner,
Davangere City Municipality

To

The Secretary to the Government,
L S G, Department,
Bangalore

Sir,

Subject - Enhancing the rate of levy of fees on Cattle -Sheep and Goat in the Davangere City Municipality

---

With reference to your letter No L 13193 dated 18th February 1952, on the above subject in the matter of forwarding a reply in regard to the points indicated in your letter No L 2813 dated 12th June 1950 as to when the rate of levy of 0-1-0 per head of eattle and the levy of 0-0-3 per head of sheep coming to the weekly Shandy held at Davangere was sanctioned etc , I write to state that information as to the exact year during which the levy of the aforesaid fees were sanctioned with detail, regarding the No and date of the G O sanctioning such a levy, having not been forth coming, the Municipal Council framed draft weekly Market Bye Laws in pursuance of their resolution dated 19-7-1950 and after observing the required formalities contemplated in the City Municipalities Act 1933 and after approving the draft Bye Laws framed in regard to the — controlling weekly market or Shandy at Davangere and for levying fees and ground rent and submitted suitable proposals in this behalf to Government in this office letter H C 110/50-51 dated 9-12-50 for according approval of Government

I am to state that on receipt of a reply from Govt—vide your letter No L 9972 dated 2-1-52, for sending a copy of the Model

P T O

Model Bye Laws on the basis of which the draft Bye laws in this behalf was prepared etc , I write to state that a copy of the Mode. Bye-Laws was also sent to you vide this office letter No H C 110 of 50-51 dated 24-2-1951, for favour of according early sanction of Government

30 (sic)

As final orders of Government approving the draft Bye-Laws in this behalf has not so far been received and as the Municipal Council are keen in getting the sanction of Government in this behalf , request you to kindly obtain early sanction of Government to the Model Bye-Laws pertaining to the controlling weekly market or Shandy at Davangere

Yours faithfully,

(M Vazeer Ahmed)
MUNICIPAL COMMISSIONER ,
DAVANGERE CITY MUNICIPALITY

bns/-

11

DAVANGERE CITY MUNICIPALITY

13

Municipal Office

No P C 110/50-51

12

GENERAL AND REVENUE SECRETARIAT

D O No 9022 *Dated Bangalore* 8 9 -52

DEAR SIR

I am desired to invite your attention to this Office Letter No L 1202/51 52 dated 10 5 51 and the subsequent reminders } regarding the By-Laws for controlling the weekly Shandy in Davangere city

and to request that reply thereto may kindly be expedited as the matter is long pendin

Yours sincerely

To

The Hl comm
Davangere city Mly
(By name)
Dgn
29/8

Model Bye Laws on the basis of which the draft Bye laws in this behalf was prepared etc , I write to state that a copy of the Model Bye-Laws was also sent to you vide this office letter No H C 110 of 50-51 dated 24-2 1951 for favour of according early sanction of

in

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be

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we

bn

DAVANGERE CITY MUNICIPALITY

13

9476

Municipal Office
DAVANGERE

No H C 110/50-51

Encl 1 Draft Bye-law &
2 Printed copy of the Old
From Bye-law

Date 6th March, 1952

The Municipal Commissioner,
City Municipality,
Davangere

SECRETARY TO GOVERNMENT
13 MAR 1953

To

The Secretary to Government,
Local Self Government Department,
BANGALORE

S. HAS

C on 27-83-54

Sir,

Subject - BYE-LAWS FOR CONTROLLING WEEKLY SHANDY IN DAVANGERE CITY

--- o ---

Adverting to your marginally noted letter and subsequent reminder letter No L 19889 dated 9th February 1952 on the above subject in the matter of explaining as to why the words 'Shops and men are used in Schedule I of the enclosed Draft Byelaws etc , I write to state as follows -

Letter No L 1902 dated 10th May, 1951

The words "Shops and men used in heading of Schedule I indicates the holding of the General Weekly Shandy

Since the terms used at the end of clauses (a) and (b) in Schedule I referred to supra - as 'Vegetable Market" has no bearing on the subject matter it may have to be deleted I am to state that separate Bye-laws sanctioned in respect of the levy and collection of fees daily in the Vegetable Market at the place as sanctioned in Government Order No 13217-8/M2 86 48 73 date 12-5-49 is in force

With regard to the other term viz 'The Shandy to be held in any palce which the Municipal Council fixes from time to time" etc I write to state that this clause has been proposed for approval for the reason that the practice obtaining in this City Municipality is to hold the General Weekly Shandy at the place tentatively near Sri

Durgamma Temple in the heart of the City on certain occasions i e when rain fails With a view to have competent sanction to enable the Municipality to collect fees in this new area on special occasions, the ordines indicated in clause 'b' are inserted It may kindly be approved

Regarding the other point that in schedule III, the kinds of articles sold have to be specified, I write to state that the present recommendation of the Municipal Council to levy fees on every tent or covered stall as shown in items I and 2 in Schedule III is seen to have been based on the previous - sanctioned Bye-laws when this Municipality was a Town Municipality A copy of the printed Bye-laws in this behalf is herein enclosed for favour of and reference

In regard to the other point raised in para 2 of your letter under reference as to why it is proposed to levy fees on other shops instead of the levy of fees being confined to the sale of Cattle only, I write to state that the weekly Cattle Shandy" at Davanagere wide known for the good assemblage of cattle brought for sale, as persons from the neighbouring parts of Madras and Bombay Presidencies attend the cattle - shandy Since there would be a good gathering of both animals and men in the cattle shandy area which has been separately formed for the purpose with the Tank bed of Davanagere at a huge cost, the Municipal Council have proposed the levy of fees both on the cattle and the shops to be put up temporarily in the cattle shandy area for the convenience and use of the public that attend the shandy This levy is in vogue in this City eversince the cattle shandy is held in the new place The proposed fee on sheep and goats that atten the weekly cattle Shandy is in addition to the usual levy of octroi duty when they are brought within the Municipal limits as this levy

DAVANGERE CITY MUNICIPALITY

No /5 Municipal Offices

Encl **DAVANGERE**

From *Date* 6th March, 195[illegible]

is in the nature of a market fee The present cattle shandy which is within the limits of the Municipality

The former proposals sent in this behalf with this office letter No H C 90/50-51 dated 21st May 1950, may kindly be treated as having been dropped and the present proposal under reference may kindly be approved

The draft Bye-laws received with your letter under reference is returned herewith favour of reference as desired

Forwarded

(I Doddaveerappa)
President,
City Municipal Council,
Davangere

Yours faithfully,

(K.Narasimhalengar)
MUNICIPAL COMMISSIONER,
DAVANGERE CITY MUNICIPALITY

Psk Rao/-

G R S App I VI—G 2]

SUBJECT

Diary No of letter replied to 9470/52

6 Copies

General and Revenue Secretariat

( )

the *19*

Section GR

File No 27-53

Serial No 55

Proceedings of the Government of Mysore

Date of issue 195

Signed by

Read—

Correspondence ending with letter no H C 110/52-1 dated 6.3.53 from the Municipal Commissioner City Municipality, Davanagere forwarding draft Bye-laws for regulating the conduct of business in the weekly Market or Shandy at Davanagere and levying fees and ground rent on Sheep and Cattle coming thereto and fixing the prescribed formalities thereof for the Government sanction

May this be—

(i) printed ?

(ii) treated as standard order ?

(iii) published in the Gazette English Part ?

(iv) translated ?

(v) placed at the disposal of the Press ?

(vi) published in the Gazette Kannada Part ?

17

Order No 3182-53 dt 11-6-53

Land

appended

The bye-laws, as revised, are

~~hereinafter~~ ~~superseded~~

Sanctioned ~~and approved~~.

X

for Dy Secy

30/6

To

(1) The Municipal Commissioner Dharwar,

with the request that the bye-laws may be

caused to be printed and 5 copies sent

to Government for reference

(2) The Controller of S & P

List of Inclosure

the circular file.

16/6/53

Copied by

Examined by

WD 02199—GPB—10 000 —12 1 53

PROCEEDINGS OF THE GOVERNMENT OF MYSORE

Read -

Correspondence ending with letter No. 110/53-54 dated the 6th March 1953 from the Municipal Commissioner, Bangalore, requesting, in view of the difficulty, [illegible] for regularising the recruitment and pay of Overseers and Levelling Staff and the grant of [illegible] and to prescribe certain qualifications for such recruitment etc.

(Govt. No. 3/82-83/CM 23-53 S.S.)

Bangalore, dated 11th July 1953.

[illegible]

Forwarded by order,
(By Order of the Governor)
[illegible]
Secretary to Government,
Local Administration Department.

To

The Municipal Commissioner, every municipality, every town [illegible], Bangalore City/Civil Station.

The Controller, State Account Department, Bangalore.

L.S.G.10/6.

19

Appendix to G O.No.L 3182-83/CMP23-53-55 Dated 11/12 June 1953

DAVANGERE CITY MUNICIPALITY

Bye-laws framed under section 51(1)(a)(b) read with sections 167 and 168 of the Mysore City Municipalities Act, 1933, by the Davangere City Municipal Council regulating the conduct of business in the "Weekly Market" or shandy at Davangere and levying fees and ground rent on shops and cattle coming thereto

***

1. No place other than the Municipal Weekly Market or Shandy established by the Municipal Council, the boundaries of which have been described in Schedules I and II shall be used as weekly market or shandy, without a license or special permission from the Municipal Commissioner

2. The above weekly market or shandy shall be subject to the inspection of the Municipal Commissioner, Health Officer, Health Inspectors, Revenue Officer or any other authority authorised in this behalf

3 The weekly market in the place specified in schedule I shall be kept open on every Sunday between 5 A M and 8 P M The cattle shandy in the place described in schedule II shall be kept open on Sunday, Monday and Tuesday in every week between the same hours

4. The Municipal Commissioner or the lessee of the Weekly Market or Shandy may let the use of any shop or stall or other place in the weekly market and levy rents at the rates specified in Schedule III. In the cattle shandy rent shall be levied according to the rates specified in schedule IV by the Municipal Commissioner or by the lessee of the market or shandy

5 Every shop keeper or stall holder or cattle owner in the "weekly market" and cattle shandy shall pay in advance the rent due for each shandy or for such other period as may be fixed by the Municipal Commissioner or the Officers of the Municipality deputed for the purpose by the Municipal Commissioner and in default of payment of the prescribed rent, he shall be evicted from the shop or stall or other place forthwith

6 The shop keepers and owners of cattle are bound to obey the orders that may be passed from time to time by the Commissioner or other officers authorised by him regarding the place etc., where particular kinds of shops are to be located and where the cattle are to be parked

7. No shop or stall or other place in the weekly market or cattle shandy shall be sublet without the permission of the Municipal Commissioner.

8 Every shop keeper or stall holder in the weekly market or cattle shandy shall close his shop or stall and every other vendor thereon shall remove his goods or animals, at or before the time of closing the shandy Cattle shandy will be closed only on the evening of Tuesday

9 No goods shall be brought into the weekly market and no animals shall be brought into the cattle shandy except such as are intended for sale

10 Goods or animals offered for sale in the weekly market shall be kept only in the shops, stalls or cattle shandy sitting or other places provided for the purpose and no goods or animals shall be exposed for sale except in places that may have been assigned therefor.

11. No projections of any kind from shops, stalls or other sitting places shall be permitted. All such projections shall be removed by the officer in charge of the market or weekly shandy or cattle shandy

12 All shops a d stalls in the market or shandy shall be kept clean and tidy.

13 No goods will be allowed to be kept on the roads or on the vacant places allowed between two shops within the market premises

14 All scales, weights and measures shall be accurate and kept clean and in proper order

15 All shop keepers, stall holders and other vendors in the market shall be neat, tidy and properly dressed

16 All prepared eatables and food stuff exposed for sale in the market should be kept in show cases well protected from dust, flies and ants, Meat, vegetables and sweet-meats shall not be permitted in the market round; except in the places and by the persons specifically permitted by the Municipal Commissioner.

17 No person suffering from any infectious or loathsome disease shall be allowed in the market.

18 No person shall ease or spit or throw fruit peels or pieces of vegetables in the market or shandy area

19 Lost articles found by any person within the limits of the market or shandy shall be handed over to the Officer-in-charge of the nearest police station

20 No one shall create a disturbance in the market by singing or by beating of tomtom or by quarrelling or using abusive language

21 No person shall enter or loiter in a market for the purpose of begging

22 No person shall bring a dog into the market to the annoyance of others

23 No person shall satisfy a call of nature or commit any other nuisance within the premises of the market, except in the latrine or the urinals provided for the purpose

24 No one shall seal or expose for sale in the market, meat, fish vegetables, fruit and other articles of food which are unfit for human consumption or are rejected as being, unfit for human consumption by the Health Officer. Such articles shall be seized and destroyed by the Health Officer or other officer authorised by him

25 No animal suffering from any contagious disease shall be brought into the cattle shed or offered for sale in the shandy

26. Any person who infringes any of the above bye-laws shall, on conviction by a Magistrate, be liable to be punished with fine which may extend to Rs 50/- He may also be punished with further fine which may extend to Rs 5/- for every day on which the infringement continues after the date of conviction or any subsequent date as may be fixed by the Magistrate.

Schedule I.

Boundaries of the location of Shandy

East - Municipal Road to be newly formed from North to South
West - Krishnaraja Road
North - Lower Road
South - Annarappa's garden

a) Vegetable market
b) To shandy to be held in any place which the Municipal Council fixes from time to time.

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Schedule II

II Boundaries of the Cattle Shandy

East - Ponda Road
West - Government land which is in the possession of the Forest Department
South - Lands belonging to Srijuds 1) Bhimappa, 2) Jogappala Siddappa, 3) Devarabetti Basappa, 4) Swagi Veerabhadrappa
North - Sri Chandramouleshwara Temple, Tulasi Kota and Adani Basappa's Inverse land

Schedule III

Rates of Rent

1	For every tent (pandal) or covered stall not exceeding (length) 15 sq. yds.	0- 4- 0
2	For using open place for an umbrella shop (for every day)	0- 1- 0

Schedule IV

Rate of levy of rent in cattle shandy

For every head of cattle	0- 2-0	
For every head of sheep or goat	0- 1-0	
Betel shop	1- 0-0	per week
Betel leaves shop and arecanut shop	0- 8-0	-do-
Tobacco and Tobacco cut shop	0- 8-0	-do-
Fruit shop	1- 0-0	-do-
Sweet-meat shop (mithai and vadi)	2- 0-0	(big shop)
-do-	1- 0-0	(small shop)
Toddy shop	1- 0-0	per week
Sharbat shop	0- 8-0	-do-
Fire-wood depot	1- 0-0	-do-
Fodder depot	1- 0-0	-do-
Grocery shop - big shop	2- 0-0	-do-
-do- small shop	1- 0-0	-do-
Sugar-cane crusher	1- 0-0	-do-

(D Venkataramana)
(K Ramanathappa)
for Secretary to Government,
Land & Planning Departments

LRS 6 10/6

DAVANGERE CITY MUNICIPALITY

Bye-laws framed under section 51 (1)(a)(b) of the Mysore City Municipalities Act 1933, by the Davangere City Municipality for controlling "Weekly Market" or shandy at Davangere and levying fees and ground rent on shops and cattle coming thereto

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1 No place other than the Municipal Weekly Market or Shandy established by the Municipal Council, the boundaries of which have been described in Schedule I and II shall be used as weekly market or shandy, without a license or special permission from the Municipal Commissioner

2. The above weekly market or shandy shall be subject to the inspection of the Municipal Commissioner,- Health Officer, Health Inspectors, Revenue Officer or any other officer that may hereafter be appointed or deputed here-after in this behalf

3. The weekly market in the place specified in schedule I shall be kept open on every Sunday between 5 A M. and 8 P M The cattle shandy on the place described in Schedule II shall be kept open on Sunday, Monday and Tuesday in every week between the same hours

4 The Municipal Commissioner or the lessee of the weekly Market or shandy may let the use of any shop or stall or other place in the weekly market according to the rates specified in Schedule III In the cattle shandy, the fees shall be levied according to the rates in schedule IV by the Municipal Commissioner or by the lessee of the market or shandy

5 Every shop keeper or stall holder or cattle owner in the "Weekly market" and cattle shandy shall pay in advance the rent due for each shandy or other period fixed by the Municipal Commissioner to the

officers of the Municipality deputed for the purpose by the Municipal Commissioner and in default of payment of the prescribed rent, he shall be evicted from the shop or stall or other place forthwith

6 The shop keepers and owners of cattle are bound to obey the orders that may be passed from time to time by the Commissioner or other officer authorised by him, regarding the place etc , where particular kinds of shops are to be located and where the cattle are to be parked

7 No shop or stall or other place in the weekly market or cattle shandy shall be sublet, without the permission of the Municipal Commissioner, ~~(or other officer authorised by him)~~

8 Every shop keepers or stall holders in the weekly market or cattle shandy shall close his shop or stall and every other vender therein shall remove his goods or animals, at or before the time of closing the Shandy cattle shandy will be closed only on the evening of Tuesday

9 No goods shall be brought into the weekly market and no animals shall be brought to the cattle shandy except such as are intended for sale

10 Goods or animals offered for sale in the weekly market shall be kept only in the shops, stalls or cattle shandy sitting or other places provided for the purpose and no goods or animals shall be exposed for sale except in places that may have been assigned therefor

11. No projections of any kind from shops, stalls or other sitting places shall be permitted All such projections shall be removed by the person in charge of the market or weekly shandy or cattle shandy

12 All shops and stalls in the markets or shandy shall be kept clean and tidy

13 No goods will be allowed to be kept on the roads or on the vacant places allowed between two shops - within the market premises

14 All scales, weights and measures shall be - accurate and kept clean and in proper order

15 All shop keepers, stall holders and other vendors in the market shall be decently and properly dressed

16 All prepared ~~xxtxxx~~ eatables and food stuffs exposed for sale in the market should be kept in show cases well protected from dust, flies and ants Eatables and sweet-meats shall not be prepared on the market - ground, except in the places and by the persons - specifically permitted by the Municipal Commissioner

17 No person suffering from any infectious or loathsome disease shall be a vendor in the market

18 No person shall ~~commit nuisance in the market or shandy area~~ Smoke or Spit or throw fruit peels or pieces of Vegetables in the market or Shandy area

19 Lost articles found by any person within the - limits of the market or shandy shall be handed over to the Officer in charge of the nearest police station

20 No one shall create a disturbance in the market by singing or by beating of tom-toms or by ~~any other~~ quarreling or using abusive language

21 No person shall enter or loiter in a market for the purpose of begging

22 No person shall bring a dog into the market to the annoyance of others

23 No person shall satisfy a call of nature or commit any other nuisance within the premises of the market, except in latrines or urinals provided for the purpose

24 No one shall sell or expose for sale in the market, meat, fish, vegetables, fruit and other articles of food which are unfit for human consumption or are rejected as being unfit for human consumption by the Health Officer Such articles shall be seized and destroyed by the Health Officer or other officer authorised by him

25 No animal suffering from any contagious disease shall be brought into the cattle shandy or offered for sale in the shandy

26 No person shall without a license as per schedule V obtained from the Municipal Commissioner, enter the Cattle Shandy for the purpose of negotiation of sale and purchase of cattle in the cattle shandy The license fee shall be Rs 25/- per annum

27 Any person who infringes any of the above Bye-laws shall on conviction by a magistrate, be liable to be punished with fine which may extend to Rs 50/- he may also be punished with further fine which may extend to Rs 25/- for every day on which the infringement continues after the date of conviction or any subsequent date as may be fixed by the magistrate

SCHEDULE I

Boundaries of the location of Shandy (shops & men)? A

East Municipal Road to be newly formed from North to South

West Krishnaraja Road

North. Betur Road

South Amarappa's garden

a) Vegetable market

b) To shandy to be held in any place which the Municipal Council fixes from time to time

Schedule II

II. Boundaries of the Cattle Shandy.

East Honda Road

West Government land which is in the possession of the Forest Department

South Kanas belonging to Sriyuts 1 Belur - Rudrappa 2. Jogappala Siddappa 3) Devarahatti Narasappa 4 Swagi Veerabhadrappa

North. Sri Chandramouleswara Temple, Tulasi Tota and Adani Huggappa's Revenue land

Schedule. III Rates of fees and ground rent.

1	For every tent (gudara) or covered stall each (for every 15 sq Yd)	0-4-0
2	For using open plat from only for a single shop (for every 6 sq yds)	0-1-0

Schedule IV. rate of levy of fee and ground rent in cattle Shandy.

For every head of cattle	0-2-0
For every head of sheep or goat	0-1-0
Beedi shop	1-0-0 per week
Betel leaves shop and areca-nut shop	0-8-0 -do-
Tobacco and Tobacco dust shop	0-8-0 -do-
Fruit shop	1-0-0 -do-
Sweet-meat shop (Thindi angadi)	2-0-0 (big shop)
-do-	1-0-0 (small shop)
Soda shop	1-0-0 per week
Sharabat shop	0-8-0 per week
Fire wood depot	1-0-0 -do-
Fodder depot	1-0-0 -do-

Grocery shop	big shop	2-0-0 per week
-do-	small shop	1-0-0 per week
Sugar cane crusher		1-0-0 -do-

Schedule V License form to Dallalies of Cattle

From

The Municipal Commissioner

You are hereby permitted to exercise the - profession of a Cattle Dallali in the Cattle Shandy of Davangere Municipality You shall not exercise the profession without the license This license shall be shown when demanded by Municipal Officer You shall obey the orders of Officers of the Municipality It is subject to cancellation by the - - Municipal authorities

Municipal Commissioner

Approved vide Council Resolution No 32 dated 19-7-1950

19/7/50 Municipal Commissioner, Davangere City Municipality

16a 19-7-1950

13/11

for Secy to Govt

L S G Dept

WS 10/6/53

Davangere Municipality

Bye laws under section 48 (1) (a) and (70) 2 of the Municipal Regulation in the Davangere Town Municipality for controlling Weekly Market or Shandy at Davangere and levying fees on shops and cattle coming thereto

1 No place other than the Municipal weekly market established by the Municipal Council the boundries of which have been described in Shedule I shall be used as a market without a license from the President

2 The above Weekly Market shall be subject to the inspection and superintendence of the President Vice President Chief Officer and Sanitary Inspector or any other officer that may hereafter be appointed or deputed hereafter in this behalf

3 The Weekly Market shall be kept open on every Sunday between 5 A M & 8P M

4 The President may let the use of any shop or stall or sitting or other place in the Weekly Market according to the rates specified in Shedule II

5 Every shop keeper or stall holder in the Weekly Market shall pay in advance the rent due for each shandy or other period fixed by the President to the Officers of the Municipality deputed for the purpose by the President and in default of payment of the prescribed rent he shall be evicted from the shop or stall or other place forthwith

6 The shopkeepers and owners of cattle are bound to obey the orders that may be passed from time to time by the President or Vice President or Chief officer regarding the place et where particular kinds of shops are to be located and where the cattle are to be packed

7 No shop or stall or sitting or other place in the weekly Market shall be sublet without the sanction of the President (or other officer authorised by him)

8 Every shop keeper or stall holder in Weekly Market shall close his shop or stall and every other vender therein shall remove his goods or animals at or before the time of closing the shandy

9 No goods or animals shall be brought into the Weekly Market except such as are intended for sale

10 Goods or animals offered for sale in Weekly Market shall be kept only in the shops stalls sitting or other places provided for the purpose and no goods or animals shall be exposed for sale except in the places that may have been assigned therefor

11 No projections of any kind from shops stalls or other sitting places shall be permitted All such projections shall be removed by the person in charge of the market

General Provisions

12 All shops and stalls in the market shall be kept clean and tidy

13 No goods will be allowed to be kept or left on the roads or on the vacant places allowed between two shops within the market premises

14 All scales weights and measures shall be accurate and kept clean and in proper order

15 All shop-keepers stall holders and other venders in the market shall be decently and properly dressed

16 All prepared eatables and food stuffs exposed for sale in the market should be kept in show cases well protected from dust flies and ants Eatables and sweet meats must not be prepared on the market ground

17 No person suffering from any infection or loathsome disease shall be a vendor in the market

18 No person shall smoke or spit or throw fruit peels or pieces of vegetables in the market

19 Lost articles found by any person within the limits of the market shall be handed over to the officer in charge of the nearest Police Station

20 No one shall create a disturbance in a market by singing or by beating of tom toms or by other musical instruments or by quarrelling or using abusive language

21 No person shall enter or loiter in a market for the purpose of begging

22 No person shall bring a dog into the market (to the annoyance of others)

23 No person shall satisfy a call of nature or commit any other nuisance within the premises of the market except in latrines or urinals provided for the purpose if any

24 No one shall sell or expose for sale in the market meat fish vegetables fruit or other articles of food which have been rejected as being unfit for human consumption by competent authority Such articles shall be seized and destroyed at once under the orders of the President Vice President or Chief Officer

25 No animal suffering from any contagious disease shall be brought into the market or offered for sale in the market

26 Any person who infringes any of the above Bye laws shall on conviction by a Magistrate be liable to be punished with fine which may extend to Rs 50 He may also be punished with further fine which may extend to Rs 25 for every day on which the infringement continues after the date of conviction or any subsequent date as may be fixed by the Magistrate

SCHEDULE I

Boundary of the Market

1 East — Krishnarajendra Road
2 West — Road by the side of Mr Hanjigimath Veerabhadriah s house and compound
3 South — Chowkipet continuation Road
4 North — Hubballi Chowdappa s lane continuation Road

SCHEDULE II

Rates of Market Fees for each Shandy

1	For every tent (ಡೇರೆ) or covered stall each	Rs 0—4—0
2	For using open platform only for a single shop	0—1—0
3	For every cattle	0—1—0
4	For every goat or sheep	0—0—3

Note — 1 No one will be permitted to occupy more than one site or booth or stall designed for the purpose of keeping a single shop

2 Persons intending to occupy a particular stall for a specific period continuously may apply to the President who shall have the discretion of accepting or rejecting such applications and the grant if any shall be subject to such rent and conditions as he may impose provided that the rate of rent shall not work out to less than the rates above fixed for each Shandy day

B O

T K Somesvara Iyer
For General Secretary to Government

[Sree Jayadeva Press]

Notes — 10
correspondance — 29

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